



The Corporation of the Town of Tecumseh

Public Works & Engineering Services

To: Mayor and Members of Council

From: Phil Bartnik, Director Public Works & Engineering Services

Date to Council: Tuesday, March 11, 2025

Report Number: PWES-2025-18

Subject: Adoption of Municipal Drain By-Law – 3rd Concession Drain

Recommendations

It is recommended:

That report PWES-2025-18 titled “Adoption of Municipal Drain By-Law – 3rd Concession Drain” **be received**;

And that By-Law 2025-028, being a By-Law to adopt the Engineer’s Drainage Report for the 3rd Concession Drain (prepared by Dillon Consulting Ltd. & N.J. Peralta Engineering Ltd. dated June 7, 2019) recommending drain improvements and providing an updated schedule of assessments, as approved by the Town of LaSalle By-law 8335, **be considered** for first, second, third and final reading.

Background

When necessary, municipalities can work together to repair and improve a municipal drain that crosses a municipal boundary. Often, these types of drainage projects are initiated by a single municipality but have effects on their municipal neighbours that are both procedural and assessment related.

The initiating municipality is obligated to follow all legislated processes in accordance with the Drainage Act (the Act), including inviting the affected municipalities and stakeholders to participate throughout the process.

Neighbouring municipalities affected by the work or that are subject to assessments to pay for the costs of the drainage improvements also have obligations when these type of drainage projects take place. This includes providing notification to their stakeholders of site meetings, public meetings, appointing a member of Council to sit on the Court of Revision, and the levying of assessments within their respective municipality in accordance with the schedule of assessment provided in the Engineer's Report.

3rd Concession Drain – Town of LaSalle By-Law 8335

In 2013, the Ministry of Transportation Ontario requested the Town of LaSalle to undertake repair and improvements to the 3rd Concession Drain (Drain) in relation to the Rt. Hon. Herb Gray Parkway construction. The Town of LaSalle appointed the engineering firms of Dillon Consulting Ltd. & N.J. Peralta Engineering Ltd. to prepare a report under Section 78 of the Act for the Drain in the same year.

The upstream end of the Drain starts at the municipal boundary of Howard Avenue and proceeds downstream through the Town of LaSalle to its ultimate outlet into the River Canard. The upstream watershed includes lands and roads within the Town of Tecumseh from the Burke, Benson and Dickson Drains and their branches. The location of the Drain can be found in Attachment 1. As part of this Drain improvement project, the following events took place:

- An on-site meeting was held on July 3, 2013, with the affected parties invited. Administration from both Towns and the Engineers were in attendance;
- A Public Information Centre (PIC) was held on April 18, 2019, to discuss details of the project with the affected parties invited. Administration from both Towns and the Engineers were in attendance;
- The Drainage Report dated June 7, 2019, was submitted to the Town of LaSalle Clerk's office. This report was circulated to all affected landowners from the Towns of LaSalle and Tecumseh. The Town of LaSalle held the Meeting to Consider on August 13, 2019, and the Court of Revision on October 3, 2019. The Town of Tecumseh was represented at the Court of Revision by a member of Tecumseh Council;
- Third and final reading of Town of LaSalle By-law 8335 for the improvements to the 3rd Concession Drain was given on November 12, 2019 and is appended as Attachment 2;
- In speaking with LaSalle Administration, specifications regarding the tender documents are being prepared and it is anticipated this project will be tendered sometime this year (2025).

Comments

It is recommended that Council adopt Engineering Drainage Reports for municipal drainage projects that are undertaken by a neighbouring municipality but that physically exist within the Town of Tecumseh or have impacts to the watershed within the Town. This is required to ensure that the Town will have the authority to undertake future maintenance works and/or issue assessments, pursuant to the details and schedules of assessment provided within the engineering reports.

Consultations

The Corporation of the Town of LaSalle

Financial Implications

There are no financial implications associated with this report.

It should be noted, however, that lands owned by the Town of Tecumseh, and privately owned lands within the Town of Tecumseh, will be assessed costs in accordance with the schedules of assessment included in the Drainage Report for the current recommended repairs and improvements, and for future drain maintenance.

Link to Strategic Priorities

Applicable	2023-2026 Strategic Priorities
<input checked="" type="checkbox"/>	Sustainable Growth: Achieve prosperity and a livable community through sustainable growth.
<input type="checkbox"/>	Community Health and Inclusion: Integrate community health and inclusion into our places and spaces and everything we do.
<input type="checkbox"/>	Service Experience: Enhance the experience of Team Tecumseh and our citizens through responsive and respectful service.

Communications

Not applicable

Website

Social Media

News Release

Local Newspaper

This report has been reviewed by Senior Administration as indicated below and recommended for submission by the Chief Administrative Officer.

Prepared by:

Matthew Shiha, E.I.T.
Drainage Superintendent

Reviewed by:

John Henderson, P.Eng.
Manager Engineering Services

Reviewed by:

Phil Bartnik, P.Eng.
Director Public Works & Engineering Services

Recommended by:

Margaret Misek-Evans, MCIP, RPP
Chief Administrative Officer

Attachment Number	Attachment Name
1	Drain Location Map
2	Town of LaSalle By-Law 8335